

NOTICE OF INTENT TO OBTAIN CUSTODY

To: XXXXXXXXXX
XXXXXXXXXXXX
XXXXXXXXXXXX
XXXXXXXXXXXX

From: PORT OF KINGSTON
PO BOX 559
KINGSTON WA 98346

Date: July 12, 2006

Re: ABANDONDED VESSEL

It is the intent of the Port of Kingston (the "Port"), pursuant to RCW 79.100.040, to take custody of the following vessel:

WN 3665RL BAYLINER BUCCANEER

Once the Port takes custody of the vessel, the Port may use or dispose of the vessel in any appropriate and environmentally sound manner without any further notice to any owner.

Any owner of the vessel listed above may prevent the action by paying all accrued Port charges, assuming control of the vessel and moving it to authorized moorage, removing it from the water, or removing it from the water and disposing of it in an environmentally sound manner prior to the Port obtaining custody of the vessel. Once custody of the vessel is obtained by the Port, the owner of the vessel is responsible for reimbursing the Port for all reasonable and auditable costs associated with the removal and/or disposal of the vessel, as allowed by RCW 79.100.060. If these costs are not paid within thirty (30) days of notification, the Port may bring a court action to recover its costs.

A person seeking to reclaim a vessel already seized may, pursuant to RCW 79.100.090, commence a lawsuit in Kitsap County Superior Court to contest the decision to seize custody or to contest the amount of reimbursement owed. The lawsuit must commence within ten (10) days of the date the Port took custody of the vessel or the right to a hearing is deemed waived. The vessel's owner is liable for any costs incurred by the Port and may be liable for the Port's attorney fees and costs.